



NOTICE OF ACTION

Notice is given under SEPA, RCW 43.21C.080, that the Board of Natural Resources took the action described in (2) below on **November 2, 2004**.

1. Any action to set aside, enjoin, review, or otherwise challenge such action on the grounds of noncompliance with the provisions of chapter 43.21C RCW (State Environmental Policy Act) shall be commenced on or before **December 6, 2004**.**

2. Description of agency action: **Adoption of the Lake Whatcom Landscape Plan.**

3. Description of proposal (if not covered by (2)):

The Washington State Department of Natural Resources is proposing a landscape plan for approximately 15,700 acres of forested state trust lands in the Lake Whatcom Landscape Planning Area. The department needs to prepare a landscape plan to guide both short-term and long-term management for those state trust lands, consistent with DNR's Forest Resource Plan (1992), Habitat Conservation Plan (1997), Forest Practices Rules and Engrossed Second Substitute Senate Bill 6731 (E2SSB 6731) [2000 Washington Laws Chapter 205], which was passed in 2000. The purpose of the landscape plan is to provide a set of management strategies that will ensure environmental protection on DNR-managed lands and contribute to water quality in the planning area while also preserving the economic viability of those same lands for the long-term benefit of trust beneficiaries.

4. Location of proposal (a sufficient description should be given to locate the site, if any, but a complete legal description is not required):

The Lake Whatcom Landscape Planning Area encompasses approximately 15,700 acres of state trust lands in western Whatcom County and a portion in northwest Skagit County. The planning area lies immediately east and southeast of the City of Bellingham, and includes lands within the Lake Whatcom watershed boundary, a block of lands west of Cain and Reed Lakes, and small, isolated parcels immediately adjacent to the watershed.

5. Type of environmental review under SEPA (include name and date of any environmental documents):

Final Environmental Impact Statement (FEIS) for the Lake Whatcom Landscape Plan and Addendum to the Draft Environmental Impact Statement (DEIS), published January 30, 2004.

Draft Environmental Impact Statement (DEIS) for the Lake Whatcom Landscape Plan, published September 8, 2003.

Preliminary Draft Environmental Impact Statement (PDEIS) for the Lake Whatcom Landscape Plan, published September 13, 2002.

6. Documents may be examined during regular business hours at (location, including room number, if any):

**SEPA Center, Department of Natural Resources
1111 Washington Street
Olympia, WA 98504-7015**

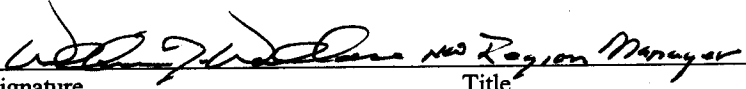
Northwest Region Office, Department of Natural Resources
919 North Township Street
Sedro-Woolley, WA 98284

On-line at <http://www.dnr.wa.gov>.

7. Name of agency, proponent, or applicant giving notice:

Washington State Department of Natural Resources, Northwest Region Office

8. This notice is filed by (signature of individual and capacity in which the person is signing):

 Date 11/2/04
Signature Title

****Note:** There is a case pending in the Washington Court of Appeals which raises the issue of whether an appeal of an action such as this is governed by the APA rather than SEPA. See State Owned Forests v. Sutherland, Court of Appeals, Division I, No. 52250-7-I. DNR does not believe the APA governs the appeal of this action. However, if the APA does apply, the time limit for appealing this action is governed by RCW 34.05.542(3), and is December 2, 2004. An appeal under the APA may be filed in the superior court of any county listed in RCW 34.05.514(1).